

MinutesOctober 9, 2001

9:00 a.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, October 9, 2001, the following members were present:

Gary Feland, Chairman
Jay Stovall, Vice Chairman
Bob Anderson, Commissioner
Matt Brainard, Commissioner

Commissioner Rowe was absent but left written votes with the Commission Secretary.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(347) In the matter of T-01.11.PCN; On May 8, 2001 Kenneth J. Wilson, Inc. dba Havre Taxi & Limousine, Havre, Montana filed an application for Class B passenger authority authorizing the following:

Passengers between all points and places in Blaine, Chouteau, Hill, Liberty and Toole Counties.

The application was noticed to the public on June 11, 2001, no protests were received and the authority was granted under Order 6505 on July 10, 2001. No compliance has been received and an Order to Show Cause was sent to the applicant on September 18, 2001 via certified mail. The document was received by the applicant on September 24, 2001 with no response. Attempts to contact the applicant by telephone have been unsuccessful. Commissioner Brainard moved to cancel the certificate. Commissioner Stovall seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(348) In the matter of T-01.24.ST; On August 27, 2001 Frank L. and Emma C. Johnston dba Miles City Cab, Miles City, Montana filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 417, to Badlands, Inc. dba Badlands Taxi, Miles City, Montana. The application for transfer was noticed to the public on September 10, 2001 and no protests were received.

Class B - Packages (small packages and telegrams) in the City of Miles City, Montana, and serving between points and places within a radius of fifty (50) miles of Miles City, Montana.

Limitations: The weight of any one package transported shall not exceed fifty (50) pounds.

SUB A Class B - Persons in the City of Miles City, Montana and between points tributary thereto, but not exceeding a distance of fifty (50) miles in any direction from said city.

SUB B Class B - Property, within the city of Miles City, Montana and to or from points tributary thereto, but not exceeding a distance of fifty (50) miles in any direction from said city. Limitations: Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Commissioner Stovall moved to approve the transfer. Commissioner Brainard seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(349) In the matter of TN2114; Fred M. Zweifel dba Circle Z Enterprises, Virginia City, Montana requests permission to suspend PSC No. 9270 for a six month period, September 30, 2001 to March 30, 2002.

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Class B - Passengers within the City of Virginia City and a two mile radius thereof.

Commissioner Brainard moved to approve the six month suspension. Commissioner Stovall seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(350) In the matter of TN2115; Glasgow Moving & Storage, Inc., Richey, Montana requests permission to suspend PSC No. 2762 for a six month period, October 1, 2001 to April 1, 2002.

Class B - Household goods (as defined by Commission) with shipments originating from Valley County to all points in the State of Montana, and from all points in the State of Montana to destination in Valley County, Montana.

Commissioner Anderson moved to approve the six month suspension. Commissioner Brainard seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(351) In the matter of TN2116; Greyhound Lines, Inc., Dallas, Texas, PSC NO. 8939, requests permission to continue to self insure for liability purposes for the first \$1.5 million in losses. This self insurance will be for a one year period, October 1, 2001 to October 2, 2002. Commissioner Brainard moved to approve the request. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

APPEARANCE

Laura Calkin
Centralized Services

(352) In the matter of the approval of Commission Minutes; Commissioner Stovall moved to approve the Commission Minutes for the week of October 1, 2001. Commissioner Brainard seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

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There being no further business to come before the Commission the meeting was adjourned.

GARY FELAND, Chairman

JAY STOVALL, Vice Chairman

BOB ANDERSON, Commissioner

MATT BRAINARD, Commissioner

BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons
Commission Secretary

(SEAL)

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At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, October 9, 2001, the following members were present:

Gary Feland, Chairman
Jay Stovall, Vice Chairman
Bob Anderson, Commissioner
Matt Brainard, Commissioner

Commissioner Rowe was absent and did not leave votes.

APPEARANCE

Robin McHugh, Ryan Morton

(353) In the matter of the Commission's discussion of Colstrip Energy Limited Partnership's complaint regarding Montana Power Company's avoided cost QF filing and Montana Power Company's Avoided Cost QF Filing, Docket Nos. D2001.8.109 and N2001.7.100, respectively; Commissioner Brainard moved to close docket D2001.8.109 (incorporating it into N2001.7.100 which will be changed to D2001.7.100). Commissioner Stovall seconded the motion, which passed with a vote of 4-0.

APPEARANCE

Martin Jacobson, Tina Shorten

(354) In the matter of the Commission's discussion of Helfrich complaint against Montana Power Company's energy audits, Docket No. D2000.11.193; Commissioner Anderson moved to close the monitoring period and the docket. Commissioner Brainard seconded the motion, which passed with a vote of 4-0.

APPEARANCE

Martin Jacobson, Joel Tierney

(355) In the matter of the Commission's discussion of the Commission's annual renewal of Btu monitoring contracts; Commissioner Stovall moved to approve the 2001-2002 contracts for Btu monitoring. Commissioner Brainard seconded the motion, which passed with a vote of 4-0.

APPEARANCE

Martin Jacobson, Joel Tierney

(356) In the matter of the Commission's discussion of the annual update to pipeline safety rules; Commissioner Anderson moved to notice the proposed amendments to pipeline safety rules. Commissioner Stovall seconded the motion, which passed with a vote of 4-0.

APPEARANCE

Robin McHugh, Kate Whitney

(357) In the matter of the Commission's discussion of Qwest Corporation's § 271 approval, Docket No. D2000.5.70; Commissioner Brainard moved to issue the notice regarding the CLEC forum. Commissioner Stovall seconded the motion, which passed with a vote of 4-0.

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APPEARANCE

Martin Jacobson, Scott Fabel

(358) In the matter of the Commission's discussion of Clark Fork Telecommunications access tariff amendments, Docket No. N2001.7.98; Commissioner Brainard moved to docket the matter and issue the notice of application with intervention deadline and opportunity to comment. Commissioner Stovall seconded the motion, which passed with a vote of 4-0.

APPEARANCE

Robin McHugh, David Hoffman, Wayne Budt

(359) In the matter of the Commission's discussion of alternative work schedules for complaint staff; Commissioner Anderson moved to approve the permanent alternative work schedules for complaint staff. Commissioner Brainard seconded the motion, which passed with a vote of 4-0.

APPEARANCE

Robin McHugh, David Hoffman, Wayne Budt, Laura Calkin

(360) In the matter of the Commission's discussion of budget/personnel matters; Commissioner Stovall moved to upgrade position 42100039 to a grade 9 from a grade 7. Commissioner Brainard seconded the motion, which passed with a vote of 4-0.

Commissioner Feland moved to retroactively pay position 42100039 back to January 16, 2001. Commissioner Stovall seconded the motion, which passed with a vote of 4-0.

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There being no further business to come before the Commission the meeting was adjourned.

GARY FELAND, Chairman

JAY STOVALL, Vice Chairman

BOB ANDERSON, Commissioner

MATT BRAINARD, Commissioner

ATTEST:

Rhonda J. Simmons
Commission Secretary

(SEAL)

MinutesOctober 11, 2001

9:00 a.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, October 11, 2001, the following members were present:

Gary Feland, Chairman
Jay Stovall, Vice Chairman
Bob Anderson, Commissioner, via telephone
Matt Brainard, Commissioner, via telephone
Bob Rowe, Commissioner

APPEARANCE

Robin McHugh, Mike Lee

(361) In the matter of the Commission's discussion of Qwest Corporation' s wholesale cost and permanent pricing, Docket No. D2000.6.89; Commissioner Stovall moved to approve issuing the final order. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Ryan Morton

(362) In the matter of the Commission's discussion of CenturyTel' s Star Meadows line extension proposal, Docket No. D2001.8.104; Commissioner Rowe moved to expand this docket with a notice of inquiry into strategies regarding line extension options. Commissioner Stovall seconded the motion, which passed with a vote of 4-1. Commissioners Anderson, Brainard, Rowe and Stovall voted aye. Commissioner Feland dissented.

APPEARANCE

Martin Jacobson, Joel Tierney, Dave Burchett

(363) In the matter of the Commission's discussion of Montana Power Company' s gas tracker and sale of assets, Docket Nos. D96.2.22 and D2001.1.1, respectively; Commissioner Stovall moved to approve the final order approving the stipulation. Commissioner Rowe seconded the motion, which passed unanimously.

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There being no further business to come before the Commission the meeting was adjourned.

GARY FELAND, Chairman

JAY STOVALL, Vice Chairman

BOB ANDERSON, Commissioner

MATT BRAINARD, Commissioner

BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons
Commission Secretary

(SEAL)